

IN UNITED STATES DISTRICT COURT  
FOR THE NORTHERN DISTRICT OF CALIFORNIA

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IN RE: BEXTRA AND CELEBREX  
MARKETING AND SALES PRACTICES  
AND PRODUCT LIABILITY LITIGATION

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CASE NO. 3:05-cv-05324-CRB

MDL NO. 1699

JUDGE CHARLES R. BREYER

CRAIG COLE, et al.

Plaintiff,

v.

PFIZER, INC.,

Defendant.

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**STIPULATION AND ORDER OF  
DISMISSAL WITH PREJUDICE AND  
WITHOUT COSTS AS TO CASE  
NUMBER 05-05324 CRB, ORIGINALLY  
FILED IN THE US DISTRICT COURT,  
DISTRICT OF MINNESOTA**

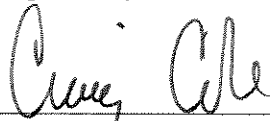
IT IS HEREBY STIPULATED AND AGREED by and between counsel for Plaintiff and counsel for Defendant that the Complaint of Plaintiff Craig Cole originally filed in the US District Court, District of Minnesota, Case Number 0:05-cv-02306PAM-JSM, and then later transferred to the MDL No. 1699, *In Re: Bextra and Celebrex, Marketing, Sales Practices and Product Liability Litigation*, may be and is hereby dismissed with prejudice.

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The parties hereby stipulate that should Plaintiff ever re-file Plaintiff's claim, Plaintiff will only re-file in Federal Court. The parties shall each bear their own costs.

Respectfully submitted:

Dated: 3/12/08

By:   
Craig Cole

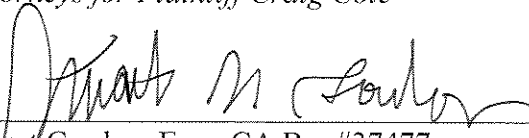
Dated: 3/17/08

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PURSUANT TO STIPULATION, IT IS SO ORDERED.

Dated: March 31, 2008

Honorable Charles R. Breyer  
United States District Court

